

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
IN CLERKS OFFICE

NOV 12 P 3:51

UNITED STATES OF
AMERICA

VS.

ERIC LINO,

Defendant.

CRIMINAL NO. 03-10377-WGY

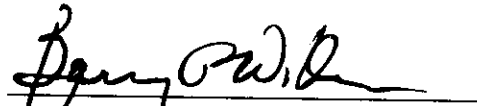
U.S. DISTRICT COURT
DISTRICT OF MASS.

**MOTION FOR LEAVE TO CONDUCT VOIRE DIRE OF THE
PROSECUTION'S OPENING STATEMENT**

The Defendant requests that the Court grant his counsel leave to conduct voire dire of the Prosecution's opening statement. The Defense understands that this is an extraordinary request, but believes it is necessary given the nature and substance of the Prosecution's evidence, viz., hearsay, speculation, conjecture, and cumulative imputation.

The nature of the evidence leaves the Defendant exposed to great prejudice, and it is in the interests of justice to allow counsel to inquire into the content of the opening statement in order to redress in advance any objections. For this reason, too, voire dire of the Prosecution will allow for the more orderly administration of the trial.

Respectfully submitted,
FOR THE DEFENDANT,



Barry P. Wilson

BBO# 529680

LAW OFFICES OF BARRY P. WILSON

240 Commercial Street

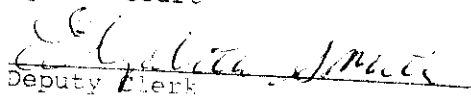
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YOUNG D.J.
MOTION DENIED
By the Court


Deputy Clerk

Dated: 11/12/04